

November 16, 2009

Date

09-60  
Jan 2010

**MEMORANDUM**

**TO:** York County Wetlands Board  
**FROM:** Virginia Marine Resources Commission, Habitat Management Division  
**SUBJECT:** VMRC #09-1652 Lewis Stratton

The above-referenced application was e-mailed to your office on this date. There is a possibility that this project may involve wetlands. The Environmental Engineer responsible for your area has not yet seen this application and no determination has been made regarding its completeness. Please advise us of your determination in this matter and when a public hearing is scheduled if, in your judgment, wetlands are involved. You may also want to forward a copy of your response to the U.S. Army Corps of Engineers, Norfolk District, to advise them of your findings concerning this project.

*Beth Howell*

Division Office Manager

/blh  
Attachment

Date

**MEMORANDUM**

**TO:** Virginia Marine Resources Commission, Habitat Management Division  
**FROM:** Wetlands Board Staff

Review of the above-referenced application indicates this project:

- ☐ Does not involve wetlands. A letter will be forwarded to the applicant advising that no permit will be required from this Board.
- ☐ Does involve wetlands and a permit will be required. A public hearing has been tentatively scheduled for \_\_\_\_\_ at \_\_\_\_\_.
- ☐ Does involve wetlands but a permit will not be required because \_\_\_\_\_.
- ☐ Site inspection conducted on \_\_\_\_\_.
- ☐ No site inspection conducted.

Wetlands Board Staff Contact

Rec'd 11/16/09  
via email mm

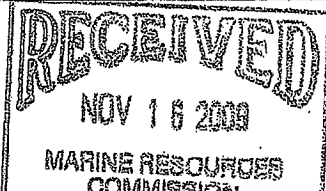
## Part 1 - General Information

PLEASE PRINT OR TYPE ALL RESPONSES: If a question does not apply to your project, please print N/A (not applicable) in the block or space provided. If additional space is needed, attach 8-1/2" x 11" sheets of paper.

County or City in which the project is located: York  
Waterway at project site: Wanmade Canal A tributary of Chisman Creek

1. Applicant's name and complete mailing address: Lewis STIMPSON  
(If multiple applicants, each must sign the applicant signature page)  
206 MASTIN AVE  
SEAFORD, VA 23696  
Contact Information:  
Home (757) 898-7645  
Work ( )  
Fax ( )  
Cell/ Pager ( )  
e-mail
2. Property owner(s) name and complete address, if different from applicant  
Contact Information:  
Home ( )  
Work ( )  
Fax ( )  
Cell/ Pager ( )  
e-mail
3. Authorized agent name and complete mailing address (if applicable):  
Bob WINSTEND  
125 LAND GRANT RD  
YORKTOWN, VA 23692  
Contact Information:  
Home (757) 898-6465  
Work ( )  
Fax ( )  
Cell/ Pager (757) 890-2215  
e-mail
4. Provide a detailed description, in the space below, of the project. For example, a description may be "construction of a timber bulkhead, 125 linear feet long, 6 feet high etc". Be sure to include how the construction site will be accessed, especially if clearing and/or grading will be required.  
Install 60LF. Revetment To Protect Eroding  
SHORELINE AND Filled BULKHEAD

### FOR AGENCY USE ONLY

	Notes:
	JPA # <u>09-1652</u>

## Part 1 - General Information (continued)

5. Have you obtained a contractor for the project? ☒ Yes\* ☐ No. \*If your answer is "Yes" complete the remainder of this question and submit the Applicant's and Contractor's Acknowledgment Form (enclosed)

Contractor's name and complete mailing address:

Riverworks Inc  
PO Box 978  
Gloucester Pt. VA 23062

Contact Information:

Home ( )  
Work (804) 693-4263  
Fax ( )  
Cell/ Pager ( )

6. List the name, address and telephone number of the newspaper having general circulation in the area of the project. Failure to complete this question may delay local and State processing.

Name and complete mailing address:

Daily Press Inc  
7505 Warwick Blvd  
Newport News, VA  
23607

Telephone number

(252) 247-4600

7a. Give the following project location information:

Street Address (911 address if available) \_\_\_\_\_  
Lot/Block/Parcel# \_\_\_\_\_  
Subdivision \_\_\_\_\_  
City / County \_\_\_\_\_

7b. If the project is located in a rural area, please provide driving directions.

Rt. 17 North  
Right on Rt 173 (Goodwin Neck Rd)  
Right on Seaford Rd  
Right on Mastin Ave

**Note:** if the project is in an undeveloped subdivision or property, clearly stake and identify property lines and location of the proposed project. A supplemental map showing how the property is to be subdivided should also be provided.

## Part 1 - General Information (continued)

8. What is the primary and secondary purpose of the project? For example, the primary purpose may be "to protect property from erosion due to boat wakes" and the secondary purpose may be "to provide safer access to a pier."

*Protect Eroding Shoreline  
5' x 30' Pier*

9. Proposed use (check one):

☒ Single user (private, non-commercial, residential)

☐ Multi-user (community, commercial, industrial, government)

10. Describe the measures that will be taken to avoid and minimize impacts, to the maximum extent practicable, to wetlands, surface waters, submerged lands, and buffer areas associated with any disturbance (clearing, grading, excavating) during and after project construction.

**Please be advised that unavoidable losses of tidal wetlands and/or aquatic resources may require compensatory mitigation.**

11. Have you previously had a site visit, applied to, or obtained a permit from any agency (Federal, State, or Local) for any portion of the project described in this application or any other project at the site?

☐ Yes\* ☒ No \* if you answered "Yes", provide the following information:

<u>Agency / Representative</u>	<u>Activity</u>	<u>Application No.</u>	<u>Action** &amp; Date</u>
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(\*\*Issued, Denied, Withdrawn, or Site Visit)

## Part 1 - General Information (continued)

12. Is this application being submitted for after-the-fact authorization for work which has already begun or been completed? \_\_\_ Yes ☒ No. If yes, be sure to clearly depict the portions of the project which are already complete in the project drawings.

13. Approximate cost of the entire project (materials, labor, etc.): \$ 7,000

Approximate cost of that portion of the project which is below mean low water: \$ 0

14. List the name and complete mailing address, including zip code, of each adjacent property owner to the project. (NOTE: a property owner/ applicant cannot be their own adjacent property owner. You must give the next owner down the river, creek, etc).

Paul Richardson  
208 Mastin Ave  
Seaford, VA 23696

George Wargo  
204 Mastin Ave  
Seaford, VA 23692

## Part 2 - Signatures

### 1. Applicants and property owners (if different from applicant).

**NOTE: REQUIRED FOR ALL PROJECTS**

**PRIVACY ACT STATEMENT:** The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899, Section 404 of the Clean Water Act, and Section 103 of the Marine Protection Research and Sanctuaries Act of 1972. These laws require that individuals obtain permits that authorize structures and work in or affecting navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters prior to undertaking the activity. Information provided in the Joint Permit Application will be used in the permit review process and is a matter of public record once the application is filed. Disclosure of the requested information is voluntary, but it may not be possible to evaluate the permit application or to issue a permit if the information requested is not provided.

I hereby apply for all necessary permits for the activities I have described herein. I agree to allow the duly authorized representatives of any regulatory or advisory agency to enter upon the premises of the project site at reasonable times to inspect and photograph site conditions.

In addition, I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Lewis STRATON  
Applicant's Name (printed/typed)

\_\_\_\_\_  
(use if more than one applicant)

Lewis Stratton  
Applicant's Signature

\_\_\_\_\_  
(use if more than one applicant)

11-8-09  
Date

\_\_\_\_\_  
Property owner's name (if different)

\_\_\_\_\_  
(use if more than one owner)

\_\_\_\_\_  
Property owner's signature

\_\_\_\_\_  
(use if more than one owner)

\_\_\_\_\_  
Date

2. Applicants having agents (if applicable)

**CERTIFICATION OF AUTHORIZATION**

I, LEWIS STRATEN, hereby certify that I have authorized Bob Winsiead  
(Applicant's name) (Agent's name)

to act on my behalf and take all actions necessary to the processing, issuance and acceptance of this permit and any and all standard and special conditions attached.

We hereby certify that the information submitted in this application is true and accurate to the best of our knowledge.

Bob Winsiead  
(Agent's Signature)

10-25-09  
(Date)

[Signature]  
(Applicant's Signature)

\_\_\_\_\_  
(Use if more than one applicant)

11-8-09  
(Date)

## Part 2 – Signatures (continued)

### 3. Applicant's having contractors (if applicable)

#### CONTRACTOR ACKNOWLEDGEMENT

I, Lewis Stratton, have contracted Riverworks Inc

to perform the work described in this Joint Permit Application, signed and dated 10-25-09

We will read and abide by all conditions set forth in all Federal, State and Local permits as required for this project. We understand that failure to follow the conditions of the permits may constitute a violation of applicable Federal, State and Local statutes and that we will be liable for any civil and/or criminal penalties imposed by these statutes.

In addition, we agree to make available a copy of any permit to any regulatory representative visiting the project to ensure permit compliance. If we fail to provide the applicable permit upon request, we understand that the representative will have the option of stopping our operation until it has been determined that we have a properly signed and executed permit and are in full compliance with all terms and conditions.

Riverworks Inc  
Contractor's name or name of firm  
(Printed/typed)

P.O. Box 978  
Gloucester Pt. VA  
23062  
Contractor's or firms address

on file  
Contractor's license number

[Signature]  
Contractor's signature and title

[Signature]  
Applicant's signature

\_\_\_\_\_  
(use if more than one applicant)

\_\_\_\_\_  
Date



Part 2 - Signatures (continued)

ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I, George WAZOV, own land next to (across  
(Print adjacent/nearby property owner's name)

the water from/on the same cove as) the land of LEWIS STRATON.  
(Print applicant's name)

I have reviewed the applicant's project drawings dated 10-25-09  
(Date)

to be submitted for all necessary Federal, State and Local permits.

I HAVE NO COMMENT \_\_\_\_\_ ABOUT THE PROJECT.

I DO NOT OBJECT ☒ TO THE PROJECT.

I OBJECT \_\_\_\_\_ TO THE PROJECT.

The applicant has agreed to contact me for additional comments if the proposal changes prior to construction of the project.

(Before signing this form be sure you have checked the appropriate option above).

X J P. WAZOV

Adjacent/nearby property owner's signature

NOV 07

Date

**Note: If you object to the proposal, the reason(s) you oppose the project must be submitted in writing to VMRC. An objection will not necessarily result in denial of the project; however, valid complaints will be given full consideration during the permit review process.**

Part 2 – Signatures (continued)

ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I, PAUL RICHARDSON, own land next to (across  
(Print adjacent/nearby property owner's name)

the water from/on the same cove as) the land of LEWIS STRATTON  
(Print applicant's name)

I have reviewed the applicant's project drawings dated 10-25-09  
(Date)

to be submitted for all necessary Federal, State and Local permits.


I HAVE NO COMMENT \_\_\_\_\_ ABOUT THE PROJECT.

I DO NOT OBJECT ☒ TO THE PROJECT.

I OBJECT \_\_\_\_\_ TO THE PROJECT.

**The applicant has agreed to contact me for additional comments if the proposal changes prior to construction of the project.**

(Before signing this form, be sure you have checked the appropriate option above).

X   
Adjacent/nearby property owner's signature

11-8-09  
Date

**Note: If you object to the proposal, the reason(s) you oppose the project must be submitted in writing to VMRC. An objection will not necessarily result in denial of the project; however, valid complaints will be given full consideration during the permit review process.**

### Part 3 – Appendices

Please complete and submit the appendix questions applicable to your project, and attach the required vicinity map(s) and drawings to your application. If an item does not apply to your project, please write "N/A" in the space provided.

**Appendix A: Projects for Access to the water** (private and community piers, boathouses, marinas, moorings, boat ramps, aquaculture facilities, etc). Answer all questions that apply.

1) Briefly describe your proposed project.

*Pier for Fishing + Boating*

2) For private, noncommercial piers:

What is the overall length of the structure? 30 feet.

channelward of Mean High Water? 20 feet.

channelward of Mean Low Water? 0 feet

What is the total size of any and all L- or T-head platforms? N/A sq. ft.

For boathouses, what is the overall size of the roof structure? N/A sq. ft. Will your boathouse have sides? Yes No.

(Note: to meet the exemption for VMRC permits, private piers must not exceed 6 feet in width and L-head or T-head protrusions must not exceed 250 square feet in size; private boathouse roof dimensions must not exceed 700 square feet in size, the boathouse must be open-sided and the project must be unopposed by the adjacent property owners, pursuant to Section 28.2-1203(5) of the Code of Virginia).

3) Provide the type, size, and registration number of the vessel(s) to be moored at the pier or mooring buoy.

Type	Length	Width	Draft	Registration

4) For Marinas, Commercial Piers, Community Piers and other non-private piers, provide the following information:

- A) Have you obtained approval for sanitary facilities from the Virginia Department of Health? \_\_\_\_\_ (required pursuant to Section 28.2-1205C of the Code of Virginia).
- B) Will petroleum products or other hazardous materials be stored or handled at your facility? \_\_\_\_\_.
- C) Will the facility be equipped to off-load sewage from boats? \_\_\_\_\_.
- D) How many wet slips are proposed? \_\_\_\_\_. How many are existing? \_\_\_\_\_.
- E) What is the area of the piers and platforms that will be constructed over  
Tidal wetlands \_\_\_\_\_ square feet  
Submerged lands \_\_\_\_\_ square feet

### Part 3 – Appendices (continued)

**Appendix B: Projects for Shoreline Stabilization** in tidal wetlands and tidal waters (including riprap revetments, marsh toe stabilization, bulkheads, breakwaters, beach nourishment, groins, jetties, etc). Answer all questions that apply. Please provide any reports from the Shoreline Erosion Advisory Service. (NOTE: Information on non-structural, vegetative alternatives for shoreline stabilization is available at <http://ccrm.vims.edu/specreps/thinkgreen.pdf>)

1) For riprap, bulkheads, marsh toe, breakwaters, groins, jetties, what is the overall length of the structure(s)? 60 linear feet.

2) What is the maximum encroachment channelward of mean high water? 30 feet.  
channelward of mean low water? 0 feet.

3) Please calculate the square footage of encroachment over:

vegetated wetlands 0 square feet  
nonvegetated wetlands 500 square feet  
subaqueous bottom N/A square feet

4) For bulkheads, is any part of the project maintenance or replacement of a previously authorized, currently serviceable, existing structure? Yes No. If yes, is it possible to construct the new bulkhead no further than two (2) feet channelward of the existing bulkhead? Yes.

5) Describe the type of construction and all materials to be used, including source of backfill material, if applicable (e.g. vinyl sheet-pile bulkhead, timber stringers and butt piles, 100% sand backfill from upland source; broken concrete core material with Class II quarry stone armor over filter cloth).

**NOTE: Drawings must include construction details, including dimensions, design and all materials, including fittings if used.**

6) If using stone, broken concrete, etc., for your structure(s), what is the average weight of the:

Core (inner layer) material 50-75 pounds per stone Class size A I  
Armor (outer layer) material 50-150 pounds per stone Class size I

7) For beach nourishment, including that associated with breakwaters, groins or other structures, provide the following:

Volume of material                      cubic yards channelward of mean low water

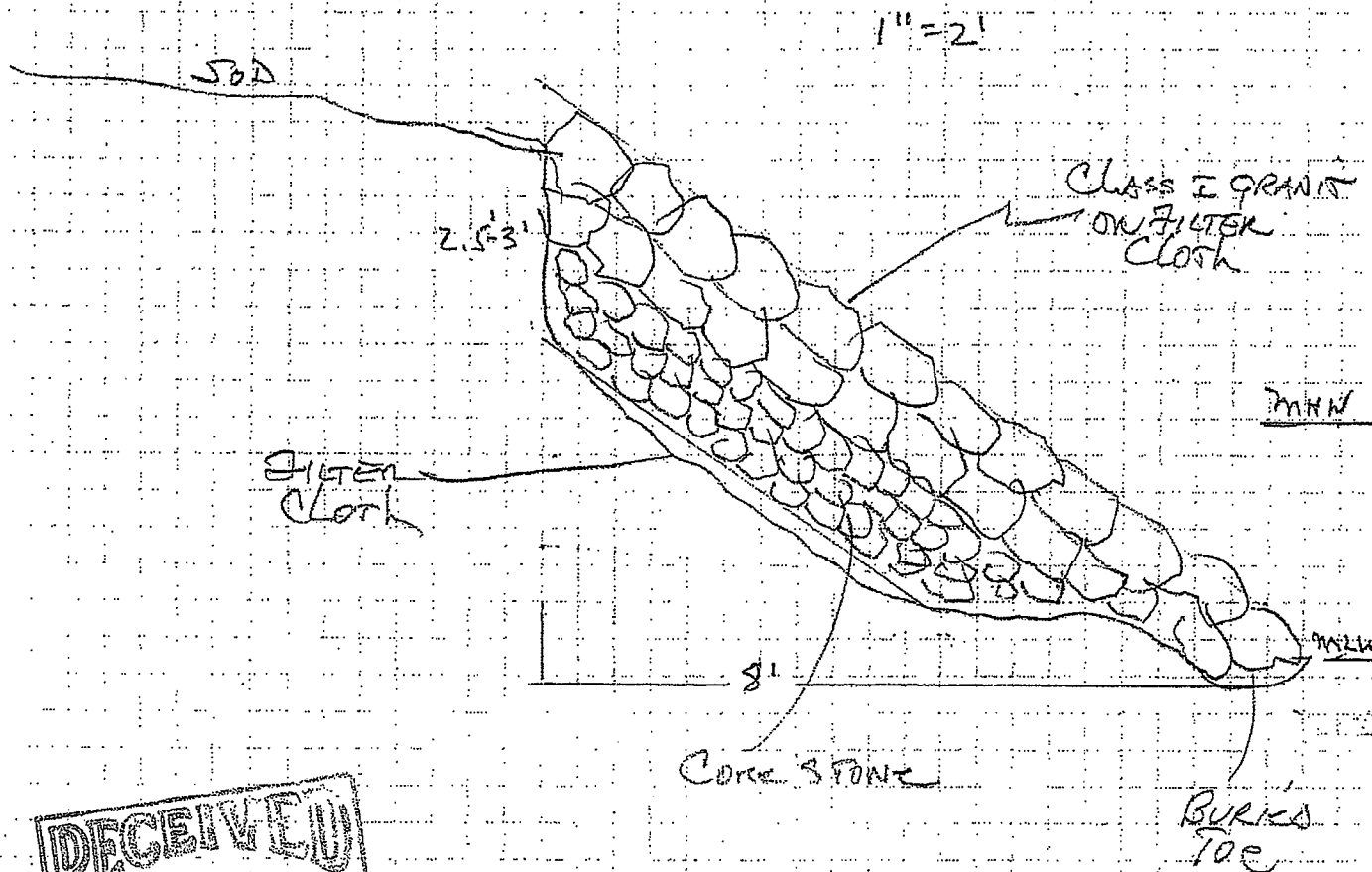
                     cubic yards landward of mean low water

Area to be covered                      square feet channelward of mean low water

                     square feet landward of mean low water

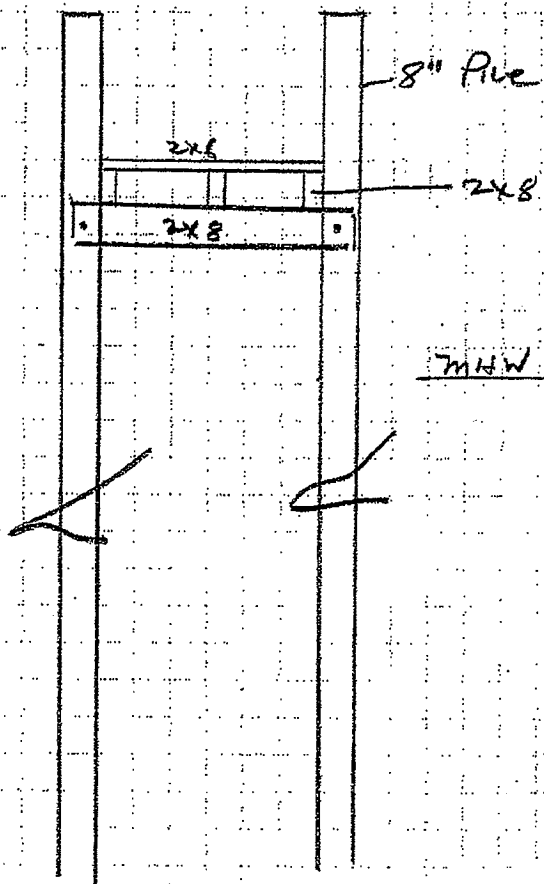
Source of material, composition (e.g. 90% sand, 10% clay)                                      and method of transportation and placement                                     

  . Describe any proposed vegetative stabilization measures to be used, including planting schedule, spacing, monitoring, etc.

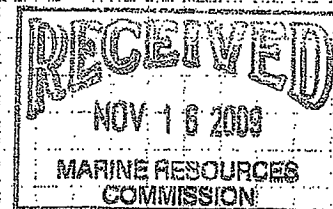


LEWIS STRATTON  
206 MARTIN AVE  
SEAFORD, VA 23696

10-25-09



1 1/2" = 5'



Lewis STRATON  
206 MASTIN AVE  
SEAFORD, VA 23696

10-25-09

RECEIVED  
NOV 18 2003

MARINE RESOURCES  
COMMISSION

YORK

23692

RIVER

Joins Map 13 37°12'30"

VA GRID 320,000 FT

10

11

12

13

23696

206 MASTIN AVE  
SEAFORD VA  
23696

20

© ADC OF ALEXANDRIA, INC.  
76°27'30"

B

C

VA GRID 2,600,000 FT

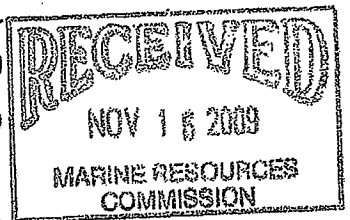
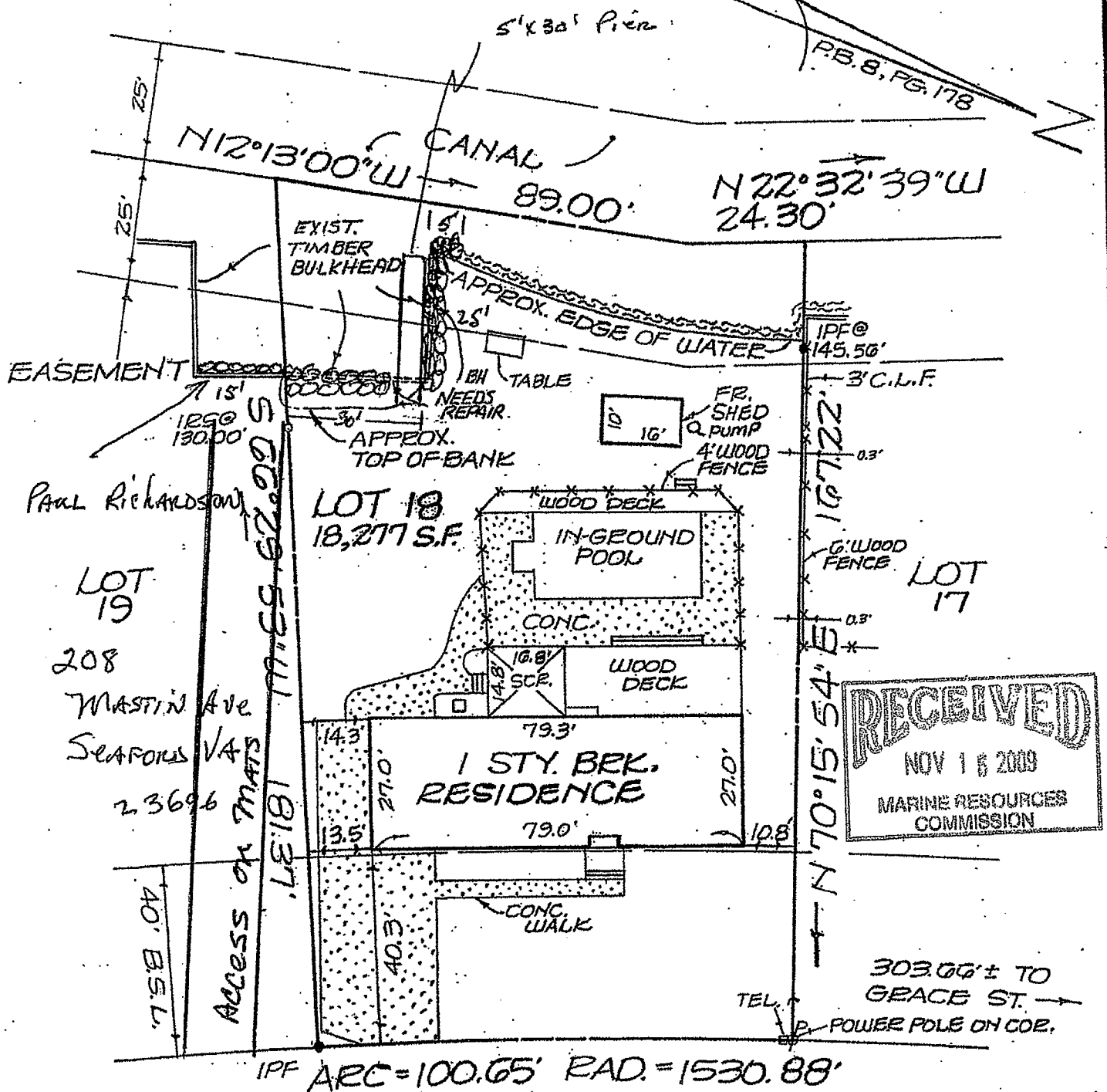
E

Joins Map 18

F

G





MASTIN AVENUE

50' R/W

THIS IS TO CERTIFY, THAT ON SEPT. 3, 2009,  
 SURVEYED THE PROPERTY SHOWN ON THIS PLAT  
 AND FOUND THE PROPERTY LINES TO BE CORRECT  
 AS SHOWN HEREON.  
 THERE ARE NO VISIBLE ENCROACHMENTS EITHER  
 WAY ACROSS THE LINES EXCEPT AS SHOWN.  
 THIS PROPERTY IS SUBJECT TO EASEMENTS,  
 SERVITUDES AND COVENANTS OF RECORD.

NOTE: UNDERGROUND UTILITIES  
 ZONE: AE  
 FLOOD INSURANCE RATE MAP: 51195C 0215C  
 DATE OF F.I.R.M.: 6/16/09  
 #206 MASTIN AVENUE

THIS SURVEY WAS DONE WITHOUT BENEFIT OF A